


1001 U. S. Laws etc

GUACANAGARI	PONTIAC	BLACK HAWK
MONTZUMA	CAPTAIN PIPE	RED RIVER
QUARTONZEN	LOCAN	SAGAWA
POWHATAN	COINPLANTER	BENTO JUAREZ
POCAHONTAS	JOSEPH BRANT	MANGUS
SAMOSEY	RED JACKET	COLORADO
MASAGOTT	LITTLE TURTLE	LITTLE CROW
KING PHILIP	TECUMSEH	SITTING BULL
UNCAS	OSCEOLA	CHIEF JOSEPH
TEDYUSKUNG	REDUOVA	GERONIMO
SHABONEE		



TO PERPETUATE THE HISTORY
AND DEVELOPMENT OF THE
PEOPLE REPRESENTED BY THE
ABOVE CHIEFS AND WISE MEN
THIS COLLECTION HAS BEEN
GATHERED BY THEIR FRIEND
EDWARD EVERETT AYER

AND PRESENTED BY HIM
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1911





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SECOND CONGRESS

OF THE
UNITED STATES:

At the Second Session, begun and held at the City of Philadelphia, in
the State of Pennsylvania, on Monday, the fifth of November,
one thousand seven hundred and ninety-two.

An ACT to regulate Trade and Intercourse with the Indian Tribes.

Sec. 1. **B**E it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That no person shall be permitted to carry on any trade or intercourse with the Indian tribes, without a licence under the hand and seal of the superintendent of the department, or of such other person, as the President of the United States shall authorize to grant licences for that purpose; which superintendent, or person so authorized shall, on application, issue such licence, for a term not exceeding two years, to any proper person, who shall enter into bond with one or more sureties approved of by the superintendent, or person issuing such licence, or by the President of the United States, in the penal sum of one thousand dollars, payable to the United States, conditioned for the true and faithful observance of such rules, regulations and restrictions, as are or shall be made, for the government of trade and intercourse with the Indian tribes. The said superintendents, and persons licensed, as aforesaid, shall be governed, in all things touching the said trade and intercourse, by such rules and regulations, as the President of the United States shall prescribe.

Sec. 2. *And be it further enacted,* That the superintendent, or person issuing such licence, shall have full power and authority to recall the same, if the person so licensed shall transgress any of the regulations or restrictions, provided for the government of trade and intercourse with the Indian tribes, and shall put in suit such bonds, as he may have taken, on the breach of any condition therein contained.

Sec. 3. *And be it further enacted,* That every person, who shall attempt to trade with the Indian tribes, or shall be found in the Indian country, with such merchandize in his possession, as are usually vended to the Indians, without lawful licence, shall forfeit all the merchandize, offered for sale to the Indians, or found in his possession, in the Indian country, and shall, moreover, be liable to a fine not exceeding one hundred dollars, and to imprisonment not exceeding thirty days, at the discretion of the court, in which the trial shall be: *Provided,* That any citizen of the United States, merely travelling through any Indian town or territory, shall be at liberty to purchase, by exchange or otherwise, such articles as may be necessary for his subsistence, without incurring any penalty.

Sec. 4. *And be it further enacted,* That if any citizen or inhabitant of the United States, or of either of the territorial districts of the United States, shall go into any town, settlement, or territory, belonging to any nation or tribe of Indians, and shall there commit murder, robbery, larceny, trespass or other crime, against the person or property of any friendly Indian or Indians, which, if committed within the jurisdiction of any state, or within the jurisdiction of either of the said districts, against a citizen thereof, would be punishable by the laws of such state or district, such offender shall be subject to the same punishment, as if the offence had been committed within the state or district, to which he or she may belong, against a citizen thereof.

Sec. 5. *And be it further enacted,* That if any such citizen or inhabitant shall make a settlement on lands belonging to any Indian tribe, or shall survey such lands, or designate their boundaries, by marking trees, or otherwise, for the purpose of settlement, he shall forfeit a sum not exceeding one thousand dollars, nor less than one hundred dollars, and suffer imprisonment not exceeding twelve months, in the discretion of the court, before whom the trial shall be: And it shall, moreover, be lawful for the President of the United States, to take such measures, as he may judge necessary, to remove from lands belonging to any Indian tribe, any citizens or inhabitants of the United States, who have made, or shall hereafter make, or attempt to make a settlement thereon.

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Sec. 6. *And be it further enacted*, That no person shall be permitted to purchase any horse of an Indian, or of any white man in the Indian territory, without special licence for that purpose; which licence, the superintendant, or such other person as the President shall appoint, is hereby authorized to grant, on the same terms, conditions and restrictions, as other licences are to be granted under this act: *Provided also*, That every person, who shall purchase a horse or horses, under such licence, before he exposes such horse or horses for sale, and within fifteen days after they shall have been brought out of the Indian country, shall make a particular return, to the superintendant, or other person, from whom he obtained his licence, of every horse by him purchased, as aforesaid, describing such horses, by their color, height and other natural or artificial marks, under the penalties contained in their respective bonds. And every person, purchasing a horse or horses, as aforesaid, in the Indian country, without a special licence, shall, for every horse thus purchased and brought into any settlement of citizens of the United States, forfeit, for every horse thus purchased, or brought from the Indian country, a sum not more than one hundred dollars, nor less than thirty dollars, to be recovered in any court of record having competent jurisdiction. And every person, who shall purchase a horse, knowing him to be brought out of the Indian territory, by any person or persons not licensed, as above, to purchase the same, shall forfeit the value of such horse; one half for the benefit of the informant, the other half for the use of the United States, to be recovered, as aforesaid.

Sec. 7. *And be it further enacted*, That no agent, superintendant, or other person authorized to grant a licence to trade, or purchase horses, shall have any interest or concern in any trade with the Indians, or in the purchase or sale of any horses, to or from any Indian; And that any person, offending herein, shall forfeit one thousand dollars, and be imprisoned, at the discretion of the court, before which the conviction shall be had, not exceeding twelve months.

Sec. 8. *And be it further enacted*, That no purchase or grant of lands, or of any title or claim thereto, from any Indians or nation or tribe of Indians, within the bounds of the United States, shall be of any validity, in law or equity, unless the same be made by a treaty or convention entered into pursuant to the constitution; And it shall be a misdemeanor, in any person not employed under the authority of the United States, in negotiating such treaty or convention, punishable by fine not exceeding one thousand dollars, and imprisonment not exceeding twelve months, directly or indirectly to treat with any such Indians, nation or tribe of Indians, for the title or purchase of any lands by them held, or claimed: *Provided nevertheless*, That it shall be lawful for the agent or agents of any state, who may be present at any treaty, held with Indians under the authority of the United States, in the presence, and with the approbation of the commissioner or commissioners of the of the United States, appointed to hold the same, to propose to, and adjust with the Indians, the compensation to be made for their claims to lands within such state, which shall be extinguished by the treaty.

Sec. 9. *And be it further enacted*, That in order to promote civilization among the friendly Indian tribes, and to secure the continuance of their friendship, it shall and may be lawful for the President of the United States, to cause them to be furnished with useful domestic animals, and implements of husbandry, and also to furnish them with goods or money, in such proportions, as he shall judge proper, and to appoint such persons, from time to time, as temporary agents, to reside among the Indians, as he shall think proper: *Provided*, That the whole amount of such presents, and allowance to such agents, shall not exceed twenty thousand dollars per annum.

Sec. 10. *And be it further enacted*, That the superior courts of each of the said territorial districts, and the circuit courts, and other courts of the United States of similar jurisdiction in criminal causes, in each district of the United States, into which any offender against this act shall be first brought, or in which he shall be apprehended, shall have, and are hereby invested with full power and authority, to hear and determine all crimes, offences and misdemeanors against this act; such courts proceeding therein, in the same manner, as if such crimes, offences and misdemeanors had been committed within the bounds of their respective districts: And in all cases, where the punish-

ment shall not be death, the county-courts of quarter-sessions in the said territorial districts and the district-courts of the United States, in their respective districts, shall have, and are hereby invested with like power to hear and determine the same.

Sec. 11. *And be it further enacted*, That it shall and may be lawful for the President of the United States, and for the governors of such territorial districts, respectively, on proof to them made, that any citizen or citizens of the United States, or of the said districts, or either of them, have been guilty of any of the said crimes, offences or misdemeanors, within any town, settlement, or territory, belonging to any nation or tribe of Indians, to cause such person or persons to be apprehended, and brought into either of the United States, or of the said districts, and to be proceeded against in due course of law. And in all cases, where the punishment shall be death, it shall be lawful for the governor of the district, into which the offender may be first brought, or in which he may be apprehended, to issue a commission of oyer and terminer to the superior judges of the district, who shall have full power and authority to hear and determine all such capital cases, in the same manner, as the superior courts of such districts have, in their ordinary sessions: And when the offender shall be brought into, or shall be apprehended in any of the United States, except Kentucky, it shall be lawful for the President of the United States, to issue a like commission to any two judges of the supreme court of the United States, and the judge of the district, in which the offender may have been apprehended or first brought; which judges, or any two of them, shall have the same jurisdiction in such capital cases, as the circuit-court of such district, and shall proceed to trial and judgment, in the same manner, as such circuit-court might or could do.

Sec. 12. *And be it further enacted*, That all fines and forfeitures, which shall accrue under this act, shall be, one half to the use of the informant, and the other half, to the use of the United States, except where the prosecution shall be first instituted on behalf of the United States, in which case, the whole shall be to their use.

Sec. 13. *And be it further enacted*, That nothing in this act shall be construed to prevent any trade or intercourse with Indians living on lands surrounded by settlements of the citizens of the United States, and being within the jurisdiction of any of the individual states.

Sec. 14. *And be it further enacted*, That all and every other act and acts, coming within the purview of this act, shall be and are hereby repealed.

Sec. 15. *And be it further enacted*, That this act shall be in force, for the term of two years, and from thence to the end of the then next session of Congress, and no longer.

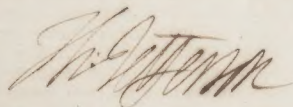
JONATHAN TRUMBULL, *Speaker of the
House of Representatives.*

JOHN ADAMS, *Vice-President of the United
States, and President of the Senate.*

APPROVED, March first 1793.

G^o: WASHINGTON, *President of the United States.*

DEPOSITED among the Rolls in the office of the Secretary of State.

 *Secretary of State.*

W. A. Borden
12. 7/11 (1895)
6/12/05
W. A. Borden
12. 7/11 (1895)
6/12/05

Dear Sir,
I have the honor to acknowledge the receipt of your letter of the 11th inst. in relation to the matter of the
and in reply to inform you that the same has been forwarded to the proper authorities for their consideration.

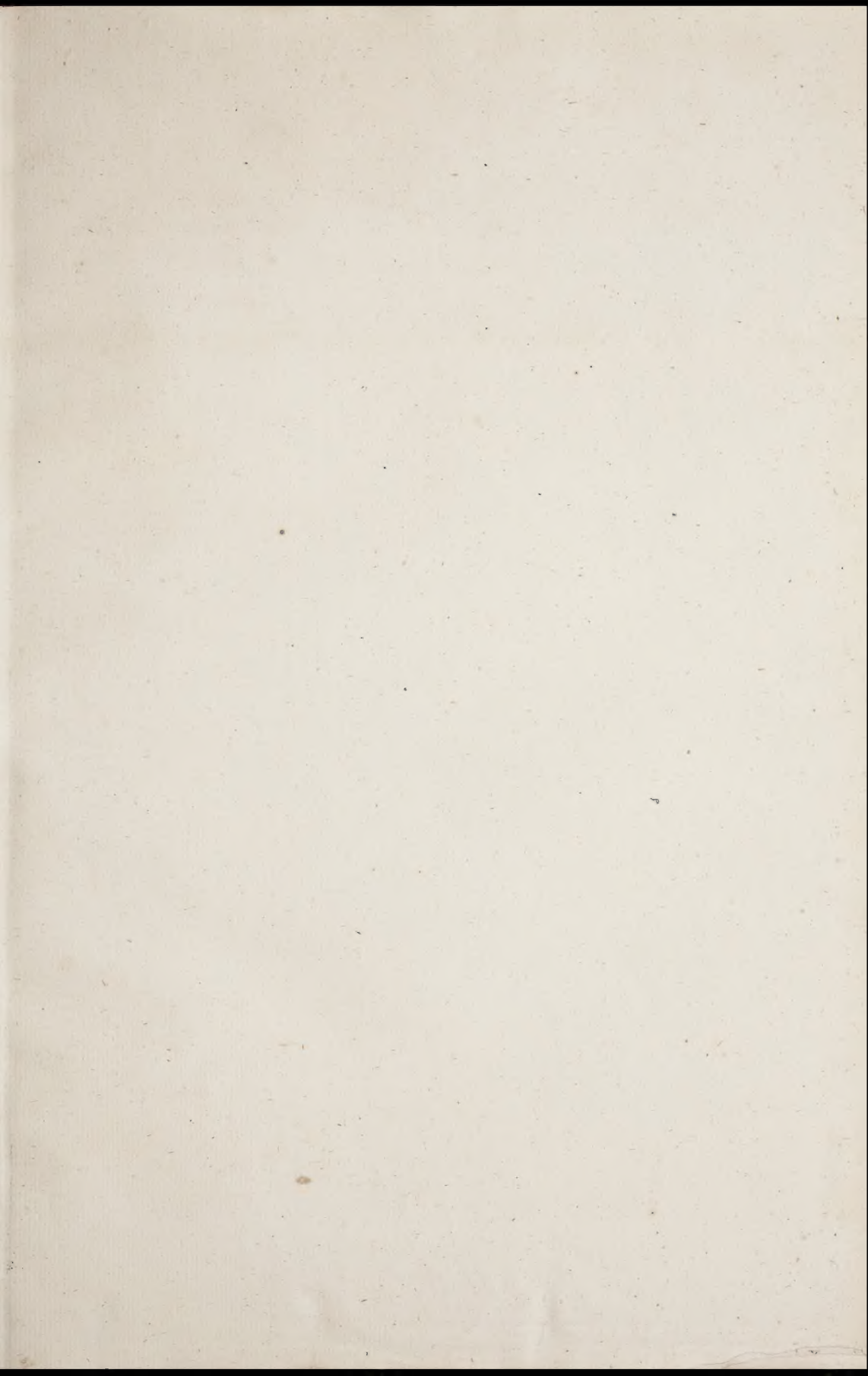
I am, Sir, very respectfully,
Yours very truly,
W. A. Borden

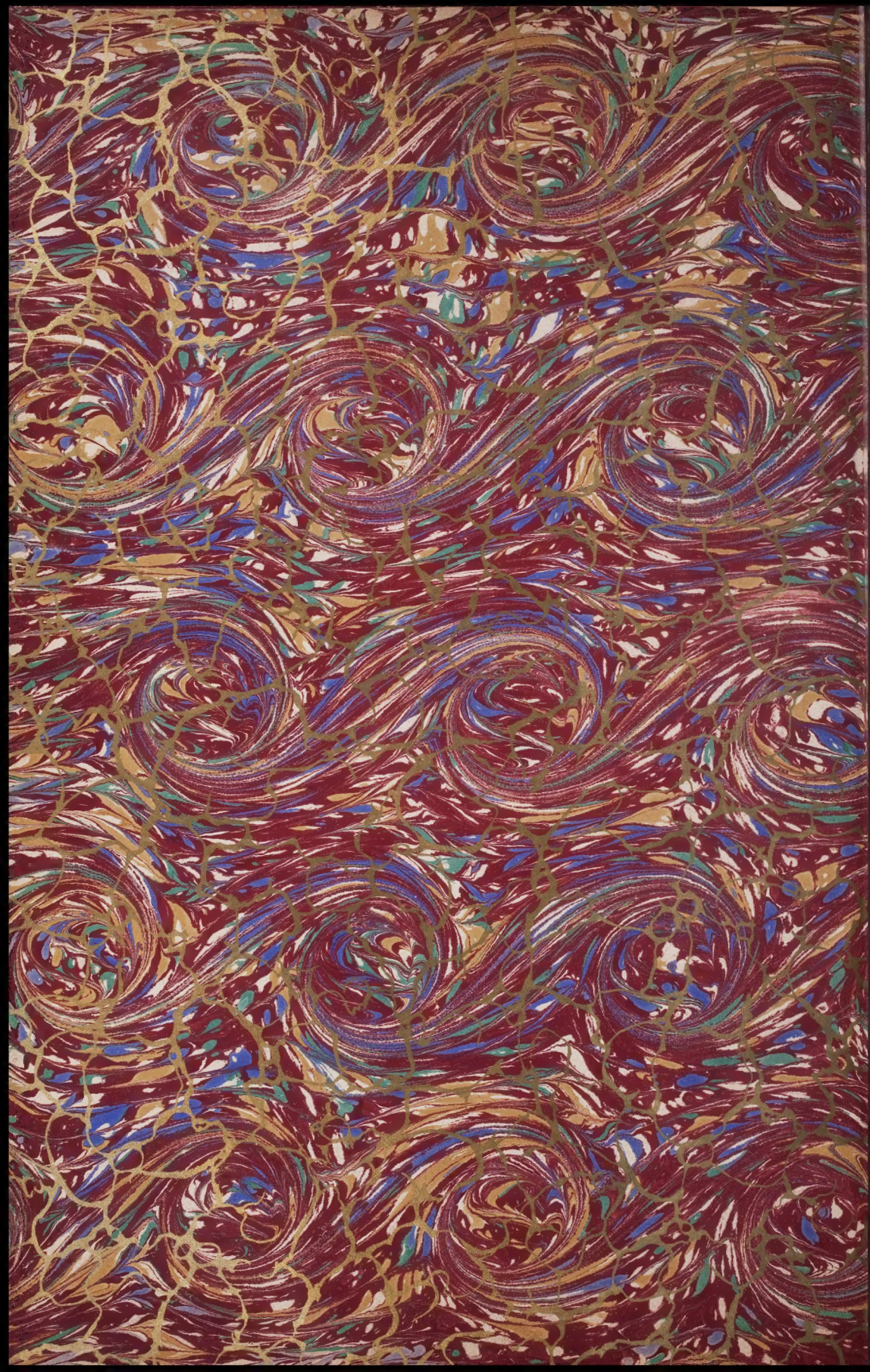
Very truly,
W. A. Borden

W. A. Borden

W. A. Borden







The image shows the front cover of a book. The cover is decorated with a complex marbled pattern. The primary color is a deep, dark red or maroon. Overlaid on this are swirling, organic shapes in shades of blue, teal, and gold. The gold appears as thin, branching lines that crisscross the entire surface, creating a web-like effect. The blue and teal are concentrated in the swirling patterns. The spine of the book, visible on the right edge, is a solid dark red color. A small, rectangular white label is affixed to the lower right portion of the cover. The label contains the text 'AYER' in a bold, serif font, followed by three lines of handwritten text: '*364.9', 'u5', and '1793'.

AYER

*364.9

u5

1793

